

MARICOPA COUNTY BOARD OF HEALTH MEETING MINUTES

Monday, October 28, 2013

301 W. Jefferson Street, 10th Floor

Phoenix, Arizona 85003

Board of Supervisors Conference Room

Acting President, Kip Steill called the meeting to order at 3:07 pm.

ROLL CALL:

Members Present:

Debra Baldauff
Dr. Boyack
Denny Barney
Andrew Ingram
Francisca Montoya
Kip Steill
Colleen Wheeler
Michael Mills
Ex-Officio: Bob England, M.D.

Members Excused:

Brian Spicker
Don Cassano

Guests:

Jeannie Taylor
John Kolman
Hether Krause
Daniel Newton
Amelia Gomez

CALL TO THE PUBLIC:

Acting President, Kip Steill, asked if there was anyone that wanted to address the board today. No one responded.

DISCUSSION/ACTION ITEMS

1. Elections - We need to elect a new chair and vice chair, the vice chair will serve as the President of the finance committee.

- Let's start by electing the vice chair. The members currently on the finance committee are Don Cassano, Andrew Ingram, Francisca Montoya, Kip Steill and a vacant position.
 - In order to elect a vice chair we first need to fill the vacant position. Dr. Boyack nominated Colleen Wheeler for the vacant position and Denny Barney second the motion. Motion passed unanimously.
 - Now that we have a full finance committee we can elect a vice-chair from the five people that are on the finance committee. Francisca Montoya nominated Kip Steill for vice-chair and Andrew Ingram second the motion. Motion passed unanimously.
- Now to elect a President. Francisca Montoya asked who has on the board the longest, which is Brian Spicker. However, he is not present therefore, we cannot elect him. The next longest person is Andrew Ingram. Denny Barney has asked for clarification on the duties of the President. Anne Longo explained that they are responsible for what is put on the agenda and any communication that would be taking place between Dr. Bob and the board. Francisca Montoya would like to nominate Mr. Ingram, however, he is not sure when his term expires. Carrie Allen was able to provide him with his ending term date of December 2016. Denny Barney seconds the motion. Motion passed unanimously.

2. Ratification: We are ratifying these items because Don Cassano's term expired prior to this votes, and in order to make the legal we need to revote on them.

- I. Approval of the April 22, 2013 fee waivers –
 - Motioned - Denny Barney
 - Second - Dr. Boyack
 - Motion passed unanimously
- II. Approval of the July 22, 2013 fee waivers –
 - Motioned - Michael Mills
 - Second - Francisca Montoya
 - Motion passed unanimously
- III. Feral Honey Bee Colony Assessment Statement of Appeal –
 - Motioned - Denny Barney
 - Second - Dr. Boyack
 - Motion passed unanimously.

3. Approval of the July 22, 2013 Board of Health Minutes:

- Motioned - Colleen Wheeler
- Second – Michael Mills
- Motion passed unanimously.

4. Fee Waiver Applications

(see attached document-October 2013 BOH Fee Waiver Summary)

Mr. Jeannie Taylor presented on all 25 fee waivers.

- There are 25 fee waivers but 24 applicants, one applicant has two applications.
- There are two that had no financials approved, Red Cross item number 16. Financials are not required but they are requested.
- Francisca Montoya asked about item number 5 being a special event, and we do not have any information as to what the special permit will cover. That information is in the application which is sent out prior to the meeting.
- Francisca Montoya asked about item number 9 which is a mobile food unit, it is for retail. At this time it is not for retail, but the information is in the application, we believe that she gives produce at a reduced cost to low income or elderly individuals.
- Motioned – Denny Barney
- Second – Francisca Montoya
- Motion passed unanimously

5. Green Pool Assessment Statement of Appeal – Cause Number EF-12-01393 – Property

Owner/Address: Daniel R. Newton, 841 N Granada Drive, Chandler, AZ 85226

- Hether Krause gave a statement of the facts that are all provided in the packets pertaining to this case.
- Mr. Newton – provided facts and documentation that he has done all of the proper procedures in order to eliminate mosquitoes from his pool within 24 hours of the notice. Mr. Newton did state that he felt that the officers did not have the right to be on his property or have the right to cut off a lock that was not actually locking the gate.
- The assessment statement shows that the assessment is \$418.90.
- Francisca Montoya has asked what the boards options are, they are uphold, modify or revoke.
- Denny Barney is in favor of modifying the assessment in some way because he feels that Mr. Newton has taken proper action to control the situation, and there have been no other complaints.

- Francisca Montoya has motioned to cut the costs by half.
- Kip Steill would like to re-inspect the pool in order to allow a modification
- Mr. Newton has agreed to an re-inspection if an appointment is bad at a day and time that is convenient for him. He also wants 100% of the fees waved and the cost for the lock that was cut.
- Motioned - Denny Barney motioned to waive 100% of the fees if we set an appointment for re-inspection right now. It has been set for tomorrow, Oct. 29, 2013 at 11:00, if the inspection shows and larva or breeding then the assessment will be reinstated in full at that time.
- Second – Michael Mills
- Motioned was opposed by Colleen Wheeler and Francisca Montoya who both feel that he was sited because of infraction and therefore he should pay the assessment fee.
- Motion carries

6. Green Pool Assessment Statement of Appeal – Case Number EF-13-01042 – Property

Owner/Address: Amelia C Gomez, 13808 N. 37th Drive, Phoenix, AZ 85053

- Hether Krause gave a statement of the facts that are all provided in the packets pertaining to this case.
- Ms. Gomez – made the necessary corrections as soon as she got the notice, however, has the landlord she was never notified until she got the assessment letter. She would have been more than willing to make the corrections on first contact if she had been contacted. She does not feel she should have to pay \$71.00 an hour because she was never notified until it was too late.
- The board is agreeing that Ms. Gomez has made the proper efforts to correct the situation; however, she needs to be held responsible as a landlord and as a county resident.
- Motion – Francisco Montoya motioned to modify by half
- Second – Michael Mills
- Motion was opposed by Kip Steill
- Motion carries

4:20pm at this time Francisca Montoya and Denny Barney have left the meeting. We do still have a quorum, to continue the meeting with.

4. Enhanced Regulatory Outreach Program (EROP) – Proposed Revisions to the Maricopa County Environmental Health Code (MCEHC). These staff reports may be viewed on the EROP

Website at: <https://www.maricopa.gov/regulations/es/pdf/meetings/102813bohsr.pdf>

- Mr. Kolman has given a summary of what each case pertains to. The only one that the board needs to vote on is ES-2013-006 because it is on the expedited track. The others will be going through the standard process and will be coming back to the board for vote at a later time.

ES-2013-006/ Confectionary Food Establishment – this is on the expedited track and are asking for recommendation to go to the board of supervisors. This is an intermediate step between a home baked good and an actual bakery. Nothing that would be hazardous. These are people that are ready to expand their home business but are not ready for an actual bakery location.

- Kip Steill has recently read an article that discusses home baked goods and the relation to medical marijuana, and would like to know how that would fit in with this. Currently medical marijuana is held under ADHS, and we have no inspection requirements concerning medical marijuana.

- Michael Mills asked where these currently stand with regulations. 009 regulates that you have to go from a home to a bakery setting that there is no in-between.
- Michael Mills asked how this would effect bake sales or fundraisers. This will not effect bake sales.
- Motioned – Kip Steill
- Second – Michael Mills
- Motioned passed unanimously.

ES-2013-007/ Food Peddler Permit – This is a fee change. It will cut the permit in half to allow for a six month permit. This allows food peddlers to try it out for 6 months before committing to a full year.

- Colleen Wheeler asked how much a full year permit is. A full year is \$120 which makes 6 months \$60

ES-2013-008/ Manual Warewashing Sink Compartment Requirements- The 2009 FDA code currently allows for 2 compartment sinks if you have other arraignments for warewashing. This is just to bring everything in line with that code.

ES-2013-009/ FDA Food Code Reference Amendment – This allows people that are selling home backed good to sell them in approved permitted facilities, such as a coffee shops. The state code allows for this but the FDA code does not. There has been one person that objected to this process so this will be going through EROC process.

4:35 at this time Andy Ingram has left the meeting which has shorted the quorum; therefor we can no longer discuss voting items.

Discussion Items

1. Healthcare Enrollment – Dr England reported on insurance enrollment activities, and noted:

- AHCCCS eligibility has been expanded, and others will be insured through the Marketplace.
- In the future, we hope to bill for some of our services, as we currently do for immunizations.
- Thus, besides the inherent health benefits of being insured, the more of our clients insured, the better for our billing potential.
- We will need contracts with insurance companies by which they agree to pay for services that they have not in the past.
- Our electronic health record (HER) systems must be prepared for billing.
- We are currently working with Accountable Care Organizations (ACOs), including Banner, Dignity, and John C Lincoln - Scottsdale Healthcare.
- This will be a long process.

2. Public Health Report – This information was provided in a handout.

- I. **Human Resources**
- II. **Communication**
- III. **Infrastructure**
- IV. **Strategic Planning** – we are working towards accreditation, including readdressing our strategic plan.
- V. **Programs** – one of our employees has developed a very useful website, FindHelpPhx. org, that is earning national recognition for helping people find services.
- VI. **Disease Update** – we have had a very early first case of lab-confirmed flu reported, but have not had much activity yet
- VII. **Future Topics**

ADJOURNMENT – there was no motion to adjourn because we no longer had a quorum.

- Next Meeting is January 27, 2014